

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Jonathan Jannucci	Team: Team # 5	CCRB Case #: 200506330	<input checked="" type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Friday, 06/03/2005 5:45 AM	Location of Incident: Arthur Avenue and Crescent Avenue	Precinct: 48	18 Mo. SOL 12/3/2006	EO SOL 12/3/2006	
Date/Time CV Reported Fri, 06/03/2005 5:53 AM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Tue, 06/07/2005 12:03 PM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Majer Saleh	31591	929110	048 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Majer Saleh	Abuse: Majer Saleh stopped the car in which § 87(2)(b) was an occupant.	
B.POM Majer Saleh	Force: Officer Majer Saleh used physical force against § 87(2)(b)	

Synopsis

On June 3, 2005 at approximately 5:45 AM, § 87(2)(b) was riding in the passenger seat of his friend's car when they were pulled over by the police. An officer approached the car and asked the driver of the vehicle and § 87(2)(b) for identification. § 87(2)(b) asked the officer, "Why are we getting pulled over." Over the phone § 87(2)(b) stated, "He said something about, that someone did something to someone on the corner. I don't know what he was talking about." The officer said to § 87(2)(b) "You look like some kid that I locked up a week ago." § 87(2)(b) responded by telling the officer that he was mistaken and that he could check for himself. The officer said, "I'm going to type your name and look in the computer." § 87(2)(b) believed that the officer was attempting to "scare" him. § 87(2)(b) said, "Go ahead, go ahead." According to § 87(2)(b) the officer became upset. The officer said, "You're giving me a look like you want to take me out." The officer then opened § 87(2)(b)'s door and grabbed his seatbelt with a closed fist. The officer placed the seatbelt on the side of § 87(2)(b)'s head and pushed the seatbelt against his head with a closed fist. The driver was issued a summons for § 87(2)(b). § 87(2)(b) identified the officer as "Salem". He obtained the officer's name from his friend's summons. At the time, § 87(2)(b) only witnessed one officer on the scene.

§ 87(2)(b) filed his complaint with the Internal Affairs Bureau on June 3, 2005. The IAB referred the complaint to the CCRB on June 7, 2005. The undersigned investigator contacted § 87(2)(b) via telephone on June 10, 2005. During the phone conversation, the undersigned investigator attempted to explain the CCRB's investigative process and mediation program. § 87(2)(b) indicated that he was not interested in moving forward with his complaint because he did not want to involve his friend and he did not want any further problems with the police officer. The undersigned investigator explained that the subject officer would not be given the complainant's personal information, and that if the officer should retaliate in any way, § 87(2)(b) should make another complaint, which can lead to disciplinary action taken against the officer. § 87(2)(b) stated that if he changes his mind, he would call back to pursue the complaint. Team Manager Winsome Thelwell reviewed the complaint withdrawal tape on June 17, 2005 and verified that the complainant withdrew his complaint on his own free will, and that no one influenced him to do so. A complaint withdrawal letter was sent to § 87(2)(b) on June 10, 2005, and has yet to be returned to the CCRB. § 87(2)(g)

Investigator:

Date:

Supervisor:

Date:

Reviewed by:

Date:

Reviewed by:

Date: